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OFFICE OF PETITIONS

In re Application of

Tony Baker

Application No. 09/932,122

Filed: 16 August 2001

Attorney Docket No. 24219-CIP2

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DECISION
ON PETITION
37 CFR 1.137 (b)

This is a decision on the petition under 37 CFR 1.137(b), filed 2 May 2005, to revive the above-identified application. The instant application became abandoned for failure to reply to the official action mailed 7 May 2003.

The petition is **GRANTED**.

37 CFR 1.137(b)(3) requires a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment pursuant to 37 CFR 1.111; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office action of 7 May 2003 is accepted as having been unintentionally delayed.

The application file does not indicate a change of address has been filed in this case, although the address given on the petition differs from the address of record. A change of address should be filed in this case in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address noted on the petition. However, until otherwise instructed, all future correspondence regarding this application will be mailed solely to the address of record.

The application file is being referred to Technology Center AU 1634 for appropriate action on the amendment.

Telephone inquiries concerning this decision should be directed to Erik Kielin at (571) 272-6051, or in his absence, the undersigned at (571) 272-3217.

 For

Brian Hearn

Petitions Examiner

Office of Petitions

Office of the Deputy Commissioner
for Patent Examination Policy